PTO/SB/26 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

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TERMINAL DISCLAUSED TO ORDINATE A DOLLEY TO A DOLLEY TO ORDINATE A DOLLEY TO ORDINAT TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING 1625-157-1 REJECTION OVER A "PRIOR" PATENT In re Application of: SONE Application No.: 10/700,705 Filed: October 19, 2004 For: THERMOSIPHON The owner. Twinbird Concernion of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patient gramted on the instant application which would extend beyond the expiration date of the full statutory term prior patient No. 6.725.907 as the term of said prior patient is defined in 35 U.S.C. 154 percent interest in the instant application hereby disclaims. except as provided below, the terminal part of the stationary term of any patent grained on the instant application which would extend beyond the expiration date of the full stationary term prior patent No. 6.725.907 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. in making the above discialmer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer, in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable: is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate: is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. 1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. 2. The undersigned is an attorney or agent of record. Reg. No. 40,764 Signature Mark D. Passler Typed or printed name (561) 6<u>53-5000</u> Telephone Number Terminal disclaimer fee under 37 CFR 1.20(d) included. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. "Statement under 97 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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